

FORM PTO-1390

U.S. Department of Commerce Patent and Trademark Office

Attorney's Docket No.

1751-376

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. Application No. (if known, see 37 CFR 1.53)

New Application

10/527093INTERNATIONAL APPLICATION NO.
PCT/KR03/001850INTERNATIONAL FILING DATE
September 8, 2003PRIORITY DATE CLAIMED
September 11, 2002
January 9, 2003**TITLE OF INVENTION**

S-(-)-AMLODIPINE NICOTINATE AND PROCESS FOR THE PREPARATION THEREOF

APPLICANT(S) FOR DO/EO/US

You Sup CHUNG et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

ITEMS 11. TO 20. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☒ A substitute specification.
16. ☐ A power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:
 [X] RO/101 [] RO/105 [X] ISA/210(ISR) [X] IB/301 [X] IB/304 [X] IB/308 [X] IB/332 [] IB 401
 [X] IB/409(IPER) [X] IPEA 408 [X] IB/416 [X] Published Application WO/ 2004/024690

10/527093 U.S. APPLICATION NO. 10/527093 New Application		INTERNATIONAL APPLICATION NO. PCT/KR03/001850		ATTORNEY DOCKET NO. 1751-376	
The following fees are submitted:					
21. <input checked="" type="checkbox"/> Basic National Fee		\$300.00		\$300.00	
22. <input checked="" type="checkbox"/> Examination Fee					
If International Preliminary Examination Report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1) - (4)		\$100.00		\$200.00	
All other situations.....		\$200.00			
23. <input checked="" type="checkbox"/> Search Fee					
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....		\$100.00		\$400.00	
International Search Report prepare and provided to the Office.....		\$400.00			
All other situations.....		\$500.00			
TOTAL OF 21,22 and 23=				\$900.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or a fraction thereof.				\$	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100=	/ 50		X 250.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					
Claims	Number Filed	Number Extra	Rate		
Total Claims	9 - 20 =	0	X \$50.00	\$	
Independent Claims	3 - 3 =	0	X \$200.00	\$	
Multiple dependent claim(s) (if applicable)			+ \$360.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
SUBTOTAL =				\$940.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$40.00	
TOTAL FEES ENCLOSED =				\$940.00	
				Amount to be refunded	\$
				charged	\$
a. <input checked="" type="checkbox"/> Checks in the amount of \$ 900.00 and 40.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 02-2135 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2135. A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Customer No. 6449 G. Franklin Rothwell Rothwell, Figg, Ernst & Manbeck 1425 K St., N.W. Washington, D.C. 20005 Phone: 202/783-6040			Signature <u>G. F. Rothwell</u> Name <u>G. Franklin Rothwell</u> <u>18,125</u> Registration Number		

DT15 Rec'd 10/PTO 09 MAR 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : New Application
Applicant : You Sup CHUNG et al.
Filed : Herewith
TC/A.U. :
Examiner :

Docket No. : 1751-376
Customer No. : 06449
Confirmation No. :

SUBMISSION OF SUBSTITUTE SPECIFICATION

Director of the United States Patent
and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

A substitute specification is being submitted herewith. A clean copy and marked copy of the specification are attached. No new matter has been added.

Respectfully submitted,

By: _____



G. Franklin Rothwell
Registration No. 18,152
Attorney for Applicant
ROTHWELL, FIGG, ERNST & MANBECK
1425 K. Street, Suite 800
Washington, D.C. 20005
Telephone: (202) 783-6040